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11 **UNITED STATES DISTRICT COURT**
12 **FOR THE DISTRICT OF NEVADA**

13
14 DENNIS MONTGOMERY, an individual; and
15 MONTGOMERY FAMILY TRUST, a California
Trust,
16

CASE NO. 3:06-cv-00056-BES-VPC

17 Plaintiffs,
vs.
18 ETREPPID TECHNOLOGIES, L.L.C., a Nevada
19 Limited Liability Company; WARREN TREPP, an
individual; and DOES 1 through 10,
20

Defendants.
/

**DECLARATION OF JERRY M.
SNYDER IN SUPPORT OF
ETREPPID'S MOTION TO COMPEL
DISCOVERY**

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22 **DECLARATION OF JERRY M. SNYDER IN SUPPORT OF ETREPPID'S MOTION TO
COMPEL DISCOVERY**

23
24 I, Jerry M. Snyder, declare under penalty of perjury under the laws of the State of Nevada:

25 1. I am an attorney duly licensed to practice in the State of Nevada and am an associate
26 with the law firm of Hale Lane Peek Dennison and Howard. I represent eTreppid Technologies,
27 L.L.C. ("eTreppid") in the above-captioned matter. I have personal knowledge of, and if called, could
28 competently testify as to, the matters contained herein.

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Reno, Nevada 89511

1 2. eTreppid has propounded a number of discovery requests on the Montgomery parties in
2 this action. Those requests include the following:

3 a. Attached as **Exhibit A** to this Declaration is a true and correct copy of First Set
4 of Requests by Defendant eTreppid Technologies, L.L.C. for Production of
5 Documents by Plaintiffs Dennis Montgomery and the Montgomery Family Trust
6 b. Attached as **Exhibit B** to this Declaration is a true and correct copy of Plaintiff
7 Dennis Montgomery and Montgomery Family Trust's Responses to eTreppid
8 Technology LLC's Requests for Production of Documents.
9 c. Attached as **Exhibit C** to this Declaration is a true and correct copy of Plaintiff
10 Dennis Montgomery and Montgomery Family Trust's Responses to eTreppid
11 Technology LLC's Requests for Production of Documents: Documents Bate
12 Stamped 0037 Through and Including 0317 (documents omitted).

13 3. Montgomery has provided the following responses to eTreppid's discovery requests:

14 a. Attached as **Exhibit D** to this Declaration is a true and correct copy of Plaintiffs
15 Dennis Montgomery's and the Montgomery Family Trust's Supplemental
16 Responses to Defendant eTreppid Technologies, LLC's Requests for Production
17 of Documents, Set One.
18 b. Attached as **Exhibit E** to this Declaration is a true and correct copy of Second
19 Set of Requests by eTreppid Technologies, L.L.C. and Warren Trepp for
20 Production of Inspection of Documents or Tangible Things.
21 c. Attached as **Exhibit F** to this Declaration is a true and correct copy of The
22 Montgomery Parties' Objections to Second Set of Requests by eTreppid
23 Technologies, LLC and Warren Trepp for Production or Inspection of
24 Documents or Tangible Things.

25 4. The parties have engaged in a lengthy and good faith effort to informally resolve the
26 disputes regarding eTreppid's discovery requests. The following correspondence memorializes the
27 parties meet and confer efforts:

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1 a. Attached as **Exhibit G** to this Declaration is a true and correct copy of Letter
2 from T. Chisolm to J. Snyder (documents omitted).

3 b. Attached as **Exhibit H** to this Declaration is a true and correct copy of First Set
4 of Interrogatories by Defendant eTreppid Technologies, L.L.C. to Plaintiffs
5 Dennis Montgomery and the Montgomery Family Trust.

6 c. Attached as **Exhibit I** to this Declaration is a true and correct copy of Plaintiff
7 Dennis Montgomery and the Montgomery Family Trust's Answers to Defendant
8 eTreppid Technologies, LLC Interrogatories (Set One).

9 d. Attached as **Exhibit J** to this Declaration is a true and correct copy of Plaintiffs
10 Dennis Montgomery's and the Montgomery Family Trust's Supplemental
11 Responses to Defendant eTreppid Technologies, LLC's Interrogatories, Set One.

12 e. Attached as **Exhibit K** to this Declaration is a true and correct copy of Letter
13 dated November 20, 2007 from A. Lang to T. Chisolm.

14 f. Attached as **Exhibit L** to this Declaration is a true and correct copy of Letter
15 dated December 10, 2007 from J. Snyder to T. Chisolm.

16 g. Attached as **Exhibit M** to this Declaration is a true and correct copy of Letter
17 dated January 16, 2008 from J. Snyder to T. Chisolm.

18 h. Attached as **Exhibit N** to this Declaration is a true and correct copy of Letter
19 dated February 4, 2008 from J. Snyder to T. Chisolm.

20 DATED: This 15th day of February, 2007.

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23 */s/*
24 Jerry M. Snyder
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PROOF OF SERVICE

I, Cynthia L. Kelb, declare:

I am employed in the City of Reno, County of Washoe, State of Nevada, by the law offices of Hale Lane Peek Dennison and Howard. My business address is: 5441 Kietzke Lane, Second Floor, Reno, Nevada 89511. I am over the age of 18 years and not a party to this action. I am readily familiar with Hale Lane Peek Dennison and Howard's practice for collection of mail, delivery of its hand-deliveries and their process of faxes.

On February 15, 2008, I caused the foregoing **DECLARATION OF JERRY M. SNYDER IN SUPPORT OF ETREPPID'S MOTION TO COMPEL DISCOVERY** to be:

X filed the document electronically with the U.S. District Court and therefore the court's computer system has electronically delivered a copy of the foregoing document to the following person(s) at the following e-mail addresses:

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I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that this declaration was executed on February 15, 2008.

/s/
Cynthia L. Kelb